

REMARKS

In response to the Office Communication of September 26 2006, the applicants respectfully submit the following comments:

The amendments, both previously filed and concurrently filed herewith, are made prior to any substantive examination on merits. As such, the applicants, as a matter of right, may amend the claim set in a way that is to their best interest as long as the amended claim set is fully supported by the specification and does not subject itself to any further restriction/election requirement. The applicants are not bound by the way that the Examiner has chosen to divide the claimed subject matters as set forth in the previous Office action. If the Examiner contends otherwise, the Examiner is kindly requested to cite relevant rules to support such contention.

It is respectfully submitted that this amendment is fully supported by the specification and the original claim set. No new matter is hereby introduced.

It is further respectfully submitted that the grounds for Restriction/Election requirement as advanced by the Examiner are no longer applicable to the new claim set and thus this amendment is fully responsive to the Restriction/Election requirement. The pending claim set as amended contains composition claims (claims 60 -69), method claims of using the composition (claims 70 and 71). Claim 72 has been canceled. It is respectfully submitted that, with the amended claim set, no serious burden is imposed on the Examiner without requiring restriction. Nonetheless, should the Examiner require restriction, the applicants hereby provisionally elect with traverse the composition claims, i.e. claims 60-69. Because claims 70-71 are linked to claim 60, they should be joined when claim 60 is found allowable. In any event, the applicants reserve the right to further pursue any non-elected subject matter in due course.

It is respectfully pointed out that the specie election requirement is improper because there are no parallel species claims in either the previous claim set or in the currently amended claim set.

As this response is submitted within the one month shortened statutory period, it is believed that no fees and charges are required at this time in connection with the application.

Respectfully submitted,



George G. Wang, Ph.D., Reg. No. 41,419
Attorney for Applicants

Dated: October 17, 2006

Wilkinson & Grist
6th Floor, Prince's Building
10 Chater Road, Central, Hong Kong

Telephone : (852) 2905-4786
Telefax : (852) 2527-9041